

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449/PTO

**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

Complete if Known

Application Number	10/008393
Filing Date	11-06-2001
First Named Inventor	TUCEK, Kevin B
Art Unit	
Examiner Name	
Attorney Docket Number	206-004

Sheet 1

of

2

NON PATENT LITERATURE DOCUMENTS

Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
/AF/	1	UNKNOWN, "MED-2000," date, publisher, location all UNKNOWN. Disclosed as pp.2-3 of Exhibit 2 of Bench-Memorandum Re: Effect of Reissue Application for U.S Pat. No. 6,013,096	
	2	UNKNOWN, "Laser gegen Arthrose," press release, 08-1993, publisher and location UNKNOWN. Disclosed as p.4 of Exhibit 2 of Bench Memorandum Re: Effect of Reissue Application for U.S Pat. No. 6,013,096	
	3	UNKNOWN, "Alpha Laser 2000," date, publisher, location all UNKNOWN. Disclosed as pp.5-6 of Exhibit 2 of Bench Memorandum Re: Effect of Reissue Application for U.S Pat. No. 6,013,096	
	4	UNKNOWN, "Laser Fights Arthrosis," press release, 08-1993, publisher, location UNKNOWN. Disclosed as p.7 of Exhibit 2 of Bench Memorandum Re: Effect of Reissue Application for U.S Pat. No. 6,013,096	
	5	"Therapy Laser," International Hospital Equipment, Belgium, page, date UNKNOWN Disclosed as p.8 of Exhibit 2 of Bench Memorandum Re: Effect of Reissue Application for U.S. Pat. No. 6,013,096	
	6	Free Sales Certificate, Office Intercantonal de Controle des Medicaments, Switzerland. 09-1993. Disclosed as p.9 of Exhibit 2 of Bench Memorandum Re: Effect of Reissue Application for U.S. Pat. No. 6,013,096	
	7	UNKNOWN, "MED-2000," 03-1994, publisher, location UNKNOWN. Disclosed as p.10 of Exhibit 2 of Bench Memorandum Re: Effect of Reissue Application for U.S. Pat. No. 6,013,096	
	8	UNKNOWN, "The Product," date, publisher, location all UNKNOWN. Disclosed as p.11 of Exhibit 2 of Bench Memorandum Re: Effect of Reissue Application for U.S. Pat. No. 6,013,096	
	9	"Therapy Laser," International Hospital Equipment, 01-1994, page, location UNKNOWN. Disclosed as p.12 of Exhibit 2 of Bench Memorandum Re: Effect of Reissue Application for U.S. Pat. No. 6,013,096	
↓	10	"Therapy Laser," International Hospital Equipment, 01-1994, page, location UNKNOWN. Disclosed as p.13 of Exhibit 2 of Bench Memorandum Re: Effect of Reissue Application for U.S. Pat. No. 6,013,096	

Examiner Signature	/Ahmed Farah/ (08/27/2007)	Date Considered	08/27/2007
--------------------	----------------------------	-----------------	------------

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 509. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Applicant's unique citation designation number (optional). ² Applicant is to place a check mark here if English language Translation is attached. This collection of information is required by 37 CFR 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.

Substitute for form 1449/PTO

**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

Complete If Known

Application Number	10/008393
Filing Date	11-06-2001
First Named Inventor	TUCEK, Kevin B.
Art Unit	
Examiner Name	
Attorney Docket Number	206-004

Sheet 2

of

2

NON PATENT LITERATURE DOCUMENTS

Examiner Initials*	Cite No.	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
/AF/	11	ROSSETTO, Matteo, "Low-Level-Laser-Therapie," Sonderdruck, Summer 1997 issue, page, publisher, location UNKNOWN. Disclosed as pp.14-16 of Exhibit 2 of Bench Memorandum Re: Effect of Reissue Application for U.S. Pat 6,013,096	
	12	UNKNOWN, "LasoTronic," Sonderdruck, Summer 1997 issue, page, publisher, location UNKNOWN. Disclosed as p.17 of Exhibit 2 of Bench Memorandum Re: Effect of Reissue Application for U.S. Pat 6,013,096	
	13	"Betriebsanleitung MED-2000," User's Manual, 09-1995, LasoTronic GK, publisher, location UNKNOWN. Disclosed as pp.18-44 of Exhibit 2 of Bench Memorandum Re: Effect of Reissue Application for U.S. Pat 6,013,096	
	14	UNKNOWN document, Swiss Electrotechnical Assoc., 08-1993, Switzerland. Disclosed as p.45 of Exhibit 2 of Bench Memorandum Re: Effect of Reissue Application for U.S. Pat. No. 6,013,096	
	15	UNKNOWN document, Staatl Gewerbeaufsichtsamt Stuttgart, 10-1994, Germany. Disclosed as p.46 of Exhibit 2 of Bench Memorandum Re: Effect of Reissue Application for U.S. Pat. 6,013,096	
	16	Erchonia Medical Inc.'s and Kevin Tucek's Brief Re Patent Claim Construction, Erchonia Medical Inc. v. Smith, 04-25-2005, Case No.: CIV 20-2036-PHX-MHM.	
	17	Special Master's Draft Report and Recommendation on Claim Construction, Erchonia Medical Inc. v. Smith, 01-10-2006, Case No.: CIV 02-2036-PHX-MHM.	
↓	18	Order Construing Patent Claim Terms, Erchonia Medical Inc. v. Smith, 06-08-2006, Case No.: CIV 02-2036-PHX-MHM.	

Examiner Signature	/Ahmed Farah/ (08/27/2007)	Date Considered	08/27/2007
--------------------	----------------------------	-----------------	------------

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

1 Applicant's unique citation designation number (optional). 2 Applicant is to place a check mark here if English language Translation is attached. This collection of information is required by 37 CFR 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.

